

**Agenda
Board of Supervisors
Montgomery County, Virginia**

**Adjourned Meeting
Monday, June 22, 2009
6:00 p.m. Closed Meeting
7:15 p.m. Regular Meeting**

I. CALL TO ORDER

II. INTO CLOSED MEETING

BE IT RESOLVED, The Board of Supervisors hereby enters into Closed Meeting for the purpose of discussing the following:

Section 2.2-3711 (3) Discussion or Consideration of the Acquisition of Real Property for Public Purpose, or of the Disposition of Publicly Held Real Property, Where Discussion in an Open Meeting Would Adversely Affect the Bargaining Position or Negotiating Strategy of the Public Body

1. Blacksburg Technology Manufacturing Building

(1) Discussion, Consideration or Interviews of Prospective Candidates for Employment; Assignment, Appointment, Promotion, Performance, Demotion, Salaries, Disciplining or Resignation of Specific Officers, Appointees or Employees of Any Public Body

1. Adjustment and Appeals Board
2. BZA
3. Library Board
4. MBC Development Corporation
5. Social Services Board
6. Personnel

III. OUT OF CLOSED MEETING

IV. CERTIFICATION OF CLOSED MEETING

V. INVOCATION

VI. PLEDGE OF ALLEGIANCE

VII. PUBLIC HEARINGS

1. Rezoning & Special Use Permit – S&P of Virginia – CONTINUED

A request by S&P of Virginia, LLC (Agent: Balzer & Associates) for rezoning of approximately 21.13 acres from Agriculture (A1) to General Business (GB) and 14.19 acres from Agriculture (A1) to Residential (R3), with possible proffered conditions, to allow various commercial uses and single family residential dwellings. In addition, a special use permit is requested in the General Business (GB) district to allow a convenience store with motor fuel sales. The property is located on the Southwest corner of the I-81. Exit 109 and Tyler Road (Rte. 600) intersection, 2735 Tyler Road.

At their June 10, 2009 meeting, the Planning Commission tabled the request in order for the applicant to adequately address staff concerns in the following areas; 1) transportation/access including roundabout design, 2) water/sewer capacity issues, 3) quality of construction, and 4) pedestrian connectivity. Therefore, this public hearing is continued.

2. Rezoning Request – Bedford Falls Company

A request by Bedford Falls Company for rezoning of approximately 0.923 acres from General Business (GB) to Residential (R3), with possible proffered conditions. The property is located at 1517 Fire Tower Road (Rte. 600), identified as Tax Parcel No(s). 90-A-29A, (Acct No. 020005), in the Riner Magisterial District.

3. Ordinance Amendment – Chapter 10, Section 10-41(2), Accessory Dwellings

An Ordinance amending Chapter 10 entitled Zoning, Section 10-41(2), Accessory Dwellings of the Code of the County of Montgomery, Virginia by amending when accessory dwellings are permitted structures in the Agricultural (A-1) and Conservation (C-1) zoning districts.

4. Ordinance Amendment – Chapter 10, Section 10-38, Airport Safety Overlay District

An Ordinance amending Chapter 10 entitled Zoning, Section 10-38, Airport Safety Overlay District (ASO) of the Code of the County of Montgomery, VA by incorporating a map and terms defining the Airport Overlay Boundaries and by creating a notification area whereby the airport will be notified of proposed construction within the notification area.

5. Ordinance Amendment – Chapter 10, Section 10-37, Flood Damage Prevention Overlay

An Ordinance amending Chapter 10 entitled Zoning, Sections 10-37, Flood Damage Prevention Overlay, of the Code of the County of Montgomery, VA by amending the flood damage prevention overlay by incorporating the new flood insurance study and flood insurance rate map for Montgomery County and by amending the qualifying regulated lands and the use limitations within those regulated lands and by adding a section of defined terms in the Flood Damage Prevention Overlay.

6. Ordinance Amendment – Planning and Zoning Fee Schedule

An Ordinance amending the Montgomery County, VA Planning and Zoning Fee Schedule to increase application and review fees approximately 25% for rezoning, special use permits, subdivisions, site plans, variances, comprehensive plan amendments and other similar land use related applications; add a new fee for family subdivision review and zoning permits; and require applicants to pay fees associated with all newspaper notifications.

VIII. PUBLIC ADDRESS

IX. ADDENDUM

X. CONSENT AGENDA

XI. OLD BUSINESS

- A. Ordinance Amending Chapter 1, Section 1-6, to clarify that the Courthouse Security Fee assessed as additional costs in criminal or traffic cases shall apply to the Juvenile Domestic Relations District Court

XII. NEW BUSINESS

- A.** Approve the Real Estate Sales Agreement between Broadview Water Works, LLC and Montgomery County
- B.** Resolution of Appreciation – Library Board – Robert E. Benoit
- C.** Resolution of Appreciation – Library Board – Dave L. Collins
- D.** Resolution of Appreciation – New River Community College Board
James F. Johnson

XIII. INTO WORK SESSION

- 1.** Industrial Development Authority Name Change
- 2.** Tourism Program

XIV. OUT OF WORK SESSION

XV. COUNTY ATTORNEY'S REPORT

XVI. COUNTY ADMINISTRATORS REPORT

XVII. BOARD OF SUPERVISORS' REPORTS

XVIII. OTHER BUSINESS

XIX. ADJOURNMENT

FUTURE MEETINGS

Regular Meeting
Monday, July 13, 2009
6:00 p.m. – Closed Meeting Items
7:15 p.m. Regular Agenda

Adjourned Meeting
Monday, July 27, 2009
6:00 p.m. – Closed Meeting Items
7:15 p.m. Regular Agenda